

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

		Application Number	10/811,298
		Filing Date	March 26, 2004
		First Named Inventor	Littlehorn, Sheila
		Art Unit	3673
		Examiner Name	Not yet known
Total Number of Pages in This Submission	4	Attorney Docket Number	017242-012800US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
		Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Townsend and Townsend and Crew LLP Melissa A. Haapala	Reg. No. 47,622
Signature		
Date	6/16/2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Nicole Wartell		
Signature		Date	6/16/04

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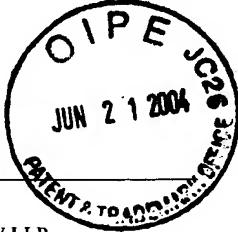
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On June 16, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: 
Nicole Wartell

PATENT
Attorney Docket No.: 017242-012800US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sheila Littlehorn, et al.

Application No.: 10/811,298

Filed: March 26, 2004

For: INFANT SLEEP POSITIONER

Examiner: Not yet known

Art Unit: 3673

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner. U.S. patents are not enclosed in accordance with the Patent Office waiver issued August 5, 2003 in the Official Gazette, which states as follows:

The Office hereby waives the requirement under 37 CFR 1.98

(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC 371

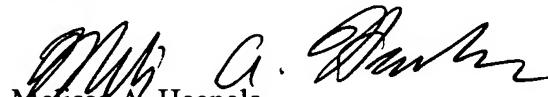
after June 30, 2003. See 37 CFR 1.491(b).

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

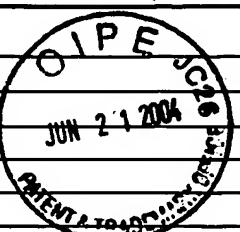
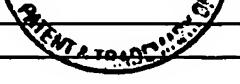
Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Melissa A. Haapala
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Substitute for form 1449A/PTO				Complete if Known Application Number 10/811,298 Filing Date March 26, 2004 First Named Inventor Littlehorn, Sheila Art Unit 3673 Examiner Name Not yet known  			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT							
(use as many sheets as necessary)							
Sheet	1	of	1				
						Attorney Docket Number	017242-012800US

U.S. PATENT DOCUMENTS*					
Examiner Initials*	Cite No.	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US-5,036,865	08-06-1991	Keaton	
	A2	US-5,063,912	11-12-1991	Hughes	
	A3	US-5,182,828	02-02-1993	Alivizatos	
	A4	US-5,189,748	03-02-1993	Garrison et al.	
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	A7	US-Des. 343,756	02-01-1994	Sher	
	A8	US-5,313,678	05-24-1994	Redewill	
	A9	US-5,331,699	07-26-1994	Patton et al.	
	A10	US-5,341,531	08-30-1994	Straub et al.	
	A11	US-5,347,669	09-20-1994	Neviaser et al.	
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	A14	US-5,367,730	11-29-1994	Sher	
	A15	US-5,392,785	02-28-1995	Donahue	
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	A17	US-5,464,381	11-07-1995	Wilson	
	A18	US-5,479,667	01-02-1996	Nelson et al.	
	A19	US-5,499,418	03-19-1996	Tan et al.	
	A20	US-Des. 369,054	04-23-1996	Straub et al.	
	A21	US-Des. 369,934	05-21-1996	Straub et al.	
	A22	US-5,581,832	12-10-1996	Bridley	
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	A28	US-Des. 408,676	04-27-1999	Straub et al.	
	A29	US-5,971,761	10-26-1999	Tillman, Sr.	
	A30	US-6,054,926	04-25-2000	Deleo	
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	A32	US-6,170,602 B1	01-09-2001	Mann	
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	A35	US-D465,686 S	11-19-2002	Hwong	
	A36	US-6,564,408 B2	05-20-2003	Van Vuuren	
	A37	US-2003/0145384 A1	08-07-2003	Steinicki	
	A38	US-D481,247 S	10-28-2003	Roberts et al.	
	A39				

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST-3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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